

# 1st Sub. S.B. 2

## MINIMUM SCHOOL PROGRAM BUDGET AMENDMENTS

Senator **Margaret Dayton** proposes the following amendments:

1. Page 2, Line 40:

- 40                   •     classroom supplies;  
=     ▶     provides requirements for a school district or charter school that participates in the appropriation for class size reduction;

2. Page 3, Lines 83 through 84:

- 83             53A-13-110, Utah Code Annotated 1953  
=     53A-17a-124.8, Utah Code Annotated 1953  
84             53A-17a-156, Utah Code Annotated 1953

3. Page 22, Line 667:

- 667     school districts to follow in utilizing advanced placement monies.  
=     Section 16. Section 53A-17a-124.8 is enacted to read:  
       53A-17a-124.8. Class size restrictions -- K-3.  
       (1) To participate in the appropriation for class size reduction provided in Section 53A-17a-124.5, a school district or charter school shall meet the class size requirements in Subsection (2) or submit a plan that meets the requirements in Subsection (3).  
       (2) A school district or charter school may not have:  
       (a) for kindergarten:  
       (i) an average class size that exceeds 20 students; and  
       (ii) a class in the school district or charter school that exceeds 24 students; and  
       (b) for first, second, or third grade:  
       (i) an average class size that exceeds 22 students; and  
       (ii) a class in the school district or charter school that exceeds 26 students.  
       (3)(a) A school district or charter school that does not meet the class size requirements in Subsection (2) shall, prior to using class size reduction monies under Section 53A-17a-124.5:  
       (i) submit a class size reduction plan to the State Board of Education that specifies how the school district or charter school will comply with the requirements in Subsection (2) within the next two fiscal years; and  
       (ii) receive approval of the plan from the State Board of Education.  
       (b) The State Board of Education shall provide model plans which a school district or

charter school may adapt and use, or the district or school may develop its own plan.

(c)(i) If a school district or charter school does not meet or exceed the benchmarks from the plan approved under Subsection (3)(a), the school district or charter school shall prepare a new plan which corrects the deficiencies.

(ii) The new plan shall be approved by the State Board of Education before the school district or charter school receives an allocation for the next year.

(d) If after three fiscal years a school district fails to meet the requirements in Subsection (2), the school district may not participate in the appropriation for class size reduction provided in Section 53A-17a-124.5.

(4)(a) Each school district and charter school shall annually submit a report to the State Board of Education accounting for its expenditure of class size reduction monies and, if applicable, a description of its progress in reducing class sizes in accordance with the plan approved under Subsection (3).

(b) If a school district or charter school uses class size reduction monies in a manner that is inconsistent with the provisions of Section 53A-17a-124.5, this section, or the plan approved under Subsection (3), the school district or charter school is liable for reimbursing the State Board of Education for the amount of class size reduction monies improperly used, up to the amount of class size reduction monies received from the State Board of Education.

(5) The State Board of Education shall provide a report by December 1 of each year to the Public Education Appropriations Subcommittee that provides a detailed class size reduction proposal and its costs, including a proposal for targeted secondary core classes.

(6) The Legislature shall provide for an annual adjustment in the appropriation for class size reduction authorized under Section 53A-17a-124.5 based upon the report under Subsection (5) and the requirements of school districts and charter schools under this section.

**Renumber remaining sections accordingly.**